

10/1/06

Patent Docket P3230R1C1

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

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| In re Application of: Eaton et al. Serial No.: 10/006,867 Filed: December 6, 2001 For: <i>Secreted and Transmembrane Polypeptides and Nucleic Acids Encoding the Same</i> | Group Art Unit: 1646 Examiner: Not yet assigned |
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7/9
8/17/03
7/25/03
HMT(152)
6/20/06

COPY MADE FROM 10/006,867 FOR 10/063,540 ON 6/20/06

**TRANSMITTAL OF PROPERTY RIGHTS STATEMENT TO DOE AND/OR NASA
UNDER 42 U.S.C. §§ 2182 and 2457**

Assistant Commissioner of Patents
ATTN: Licensing and Review
Washington, D.C. 20231

Sir:

Applicants submit herewith a fully executed property rights statement to the DOE and/or NASA under 42 U.S.C. §§ 2182 and 2457 for the above captioned patent application. This property rights statement is submitted in anticipation of the Patent Office issuing a requirement for such a statement in the above captioned patent application as such a requirement was issued by the Patent Office in other related patent applications. Applicants note that this property rights statement is effective not only for the above captioned patent application, but also for all currently pending continuations of the above captioned patent application as shown in Appendix A which is appended to the fully executed property rights statement submitted herewith.

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OCT - 8 2002
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LICENSING & REVIEW

Serial No.: 10/006,867
Filed: December 6, 2001

The Commissioner is authorized to charge any fees which may be required, including extension fees, or credit any overpayment to Deposit Account No. 07-0630.

Respectfully submitted,

GENENTECH, INC.

By: 

Mark T. Kresnak, Ph.D.

Reg. No. 42,767

Telephone: (650) 225-4461



09157

PATENT TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

| | |
|---|----------------------------|
| In re Application of: | Group Art Unit: 1646 |
| Eaton et al. | Examiner: Not yet assigned |
| Serial No.: 10/006,867 | |
| Filed: December 6, 2001 | |
| For: <i>Secreted and Transmembrane Polypeptides and Nucleic Acids Encoding the Same</i> | |

**PROPERTY RIGHTS STATEMENT TO DOE AND/OR NASA (42 U.S.C. §§ 2182 and 2457) -
INVENTORS EMPLOYED BY AN ORGANIZATION**

Assistant Commissioner of Patents
ATTN: Licensing and Review
Washington, D.C. 20231

RECEIVED
OCT - 8 2002
LICENSING & REVIEW

Sir:

We, as joint inventors named in the above captioned patent application and the continuation applications of the above captioned patent application as listed on the herewith attached Appendix A, hereby declare with respect to the invention(s) described and claimed in the above captioned patent application and in the continuation applications of the above captioned patent application as listed on the herewith attached Appendix A that:

1. We made and conceived (a) the invention described and claimed in the above captioned U.S. patent application Serial No. 10/006,867 filed in the United States of America on December 6, 2001 and entitled "Secreted and Transmembrane Polypeptides and Nucleic Acids Encoding the Same" and (b) the invention(s) described and claimed in the continuation applications of the above captioned patent application as listed on the herewith attached Appendix A (henceforth the "Inventions");

2. We made and conceived these Inventions while employed by Genentech, Inc., 1 DNA Way, South San Francisco, California, 94080;

3. These invention(s) are related to the work we are employed to perform (or were employed to perform, if no longer employed by Genentech, Inc.) and were made within the scope of our employment duties; that these inventions were made during working hours and with the use of facilities, equipment, materials, funds, information and services of Genentech, Inc.;

4. To the best of our knowledge and belief, these Inventions were not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy;

5. To the best of our knowledge and belief, these Inventions were not made (conceived or first actually reduced to practice) under, nor is there any relationship of these Inventions to the performance of any work under any contract of the National Aeronautics and Space Administration;

6. We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that all such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first inventor

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Inventor's signature: Dan Eaton

Date: 9-5-02

Full name of second joint inventor

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Date: _____

Full name of third joint inventor

Mary E. Gerritsen

541 Parrott Drive, San Mateo, CA 94402

Citizenship: CA

Inventor's signature: _____

Date: _____

3. These invention(s) are related to the work we are employed to perform (or were employed to perform, if no longer employed by Genentech, Inc.) and were made within the scope of our employment duties; that these inventions were made during working hours and with the use of facilities, equipment, materials, funds, information and services of Genentech, Inc.;

4. To the best of our knowledge and belief, these Inventions were not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy;

5. To the best of our knowledge and belief, these Inventions were not made (conceived or first actually reduced to practice) under, nor is there any relationship of these Inventions to the performance of any work under any contract of the National Aeronautics and Space Administration;

6. We declare further that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that all such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Full name of first inventor

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Full name of third joint inventor

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Date: _____

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4. To the best of our knowledge and belief, these Inventions were not made or conceived in the course of, or in connection with, or under the terms of any contract, subcontract or arrangement entered into with or for the benefit of the United States Atomic Energy Commission or its successors: Energy Research and Development Administration or the Department of Energy;

5. To the best of our knowledge and belief, these Inventions were not made (conceived or first actually reduced to practice) under, nor is there any relationship of these Inventions to the performance of any work under any contract of the National Aeronautics and Space Administration;

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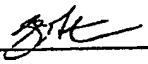
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Date: Sept 5/02

Serial N .: 10/006,867
Filed: December 6, 2001

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Date: *Sept. 4, 2002*

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Date: _____

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Date: _____

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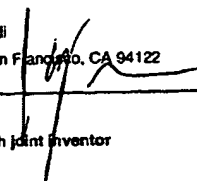
Date: _____

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Date: _____

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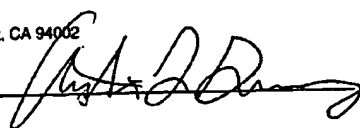
Date: _____

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Date: _____

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Date: _____

Serial No.: 10/006,867
Filed: December 6, 2001

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Date: _____

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Date: _____

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Date: 9/2/02

APPENDIX A

| Application No. | Application Date | File No |
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APPENDIX A

| Application No. | Application Date | File No |
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APPENDIX A

| Application N | Application Date | File N |
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| 10/063615 | 03May2002 | P3230R1C83 |

APPENDIX A

| Application No. | Application Date | File No |
|-----------------|------------------|------------|
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